

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

CIVIL ACTION NO.:

00-70101

Plaintiff,

HONORABLE:

vs.

JOHN CORBETT O'MEARA

MAGISTRATE JUDGE CAPEL,

NICK GENTILE, A.K.A. NICHOLAS G. GENTILE,

Defendant.

COMPLAINT

TO THE HONORABLE UNITED STATES DISTRICT COURT JUDGE:

FILE

The United States of America, plaintiff, alleges that:

JAN - 6 2000

Jurisdiction

1. This Court has jurisdiction over the subject matter of this action pursuant to Article III, Section 2, U.S. Constitution and 28 U.S.C. § 1345.

Venue

2. The defendant is a resident of WAYNE County, Michigan within the jurisdiction of this Court and may be served with service of process at 61 W. Hamata, Hazel Park, MI 48030.

The Debt

3. The debt owed the United States of America is as follows:

A. Current Principal (<i>after application of all prior payments, credits, and offsets</i>)	\$4412.7
B. Current Capitalized Interest Balance and Accrued Interest	\$1993.89
C. Administrative Fee, Costs, Penalties	\$90.00
D. Credits previously applied (<i>Debtor payments, credits, and offsets</i>)	\$0.00
Total Owed	\$6496.59

The Certificate of Indebtedness, attached as Exhibit A", shows the total owed excluding attorney's fees and

CIF charges. The principal balance and the interest balance shown on the Certificate of Indebtedness is correct as of the date of the Certificate of Indebtedness after application of all prior payments, credits, and offsets. Prejudgment interest accrues at the rate of 5.% per annum.

Failure to Pay

4. Demand has been made upon the defendant for payment of the indebtedness, and the defendant has neglected and refused to pay the same.

WHEREFORE, United States of America prays for judgment:

A. For the sums set forth in paragraph 3 above, plus prejudgment interest through the date of judgment, all administrative costs allowed by law, and post-judgment interest pursuant to 28 U.S.C. § 1961 and that interest on the judgment be at the legal rate until paid in full;

B. For attorneys' fees to the extent allowed by law; and,

C. For such other relief which the Court deems proper.

Respectfully submitted,

SHERMETA, CHIMKO & KILPATRICK, P.C.

Dated: December 20, 1999

By: 

Sheryl S. Zampelas (P49728)
Attorneys for Plaintiff
P.O. Box 80883
Rochester, Michigan 48308
Telephone No.: (248) 652-8200
Facsimile No.: (248) 652-4586

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